

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA  
Civil No. 05-063 (DSD/SRN)

Angelina Nelson,

Plaintiff,

v.

**ORDER**

L.A. Weaver Company,

Defendant, and

Delta International Machinery  
Corporation,

Defendant and Third  
Party Plaintiff,

v.

Silverton Victorian Millworks, Inc.

Third-Party Defendant.

Based upon the report and recommendation by United States Magistrate Judge Susan R. Nelson, all the files and records, and no objections having been filed to said report and recommendation;

**IT IS HEREBY ORDERED** that:

1. Defendant L.A. Weaver's Motion to Dismiss (Doc. No. 9) is denied.

2. Defendant L.A. Weaver's Motion to Dismiss Crossclaim (Doc. No. 14) is denied.

Dated: July 18, 2005

s/David S. Doty  
David S. Doty, Judge  
United States District Court